

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DANYA CERRONE,

Plaintiff,

-v-

TRANSAMERICA CAPITAL, INC.

Defendant.

USDC SDNY
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CIVIL ACTION NO.:

07cv8433 (GEL)

STIPULATION TO
AMEND COMPLAINT

IT IS HEREBY STIPULATED AND AGREED, by and between counsel for Plaintiff, DANYA CERRONE, and counsel for Defendant, TRANSAMERICA CAPITAL, INC., as follows:

- 1) Plaintiff will serve and file an Amended Complaint by November 16, 2007; and
- 2) Defendant will have sixty (60) days from date of service of the Amended Complaint to answer, move or otherwise respond to the Amended Complaint.

Dated: October 30, 2007

By: William Paul Nolan
 William Paul Nolan (WN 8292)
 444 East 75th Street
 15th Floor
 New York, New York 10021
 Tel: (212) 570-0428
(Counsel for Plaintiff)

Dated: October 29, 2007

By:

E. Johan Lubbe (EL 5772)
 E. Johan Lubbe (EL 5772)
 Jackson Lewis LLP
 One North Broadway
 White Plains, New York 10601
 Tel: (914) 514-6114
(Counsel for Defendant)

So Ordered:

Gerard E. Lynch
 Hon. Gerard E. Lynch U.S.D.J.

Date: 11/16/07